

## **SECTION 1.1**

### **INVITATION TO BIDDERS**

Yellowstone County will receive sealed bids from interested vendors for the Restoration of Bridge 27-10 until 5:00 PM, April 20, 2009. Bids must be submitted on the form provided with the Contract Documents. Copies of the project plans, specifications and Montana Prevailing Wage Rate Schedules may be obtained from Design 3 Engineering, 17 N. 26<sup>th</sup> Street, Suite 22, Billings, Montana. Copies of the bid must be submitted to the Board of County Commissioners, P.O. Box 35000, Billings, MT 59107 or delivered to their office located on the fourth floor of the County Courthouse, Room 403, 217 North 27<sup>th</sup> Street, Billings, MT 59101. Envelopes containing bids must be marked "Restoration of Bridge 27-10".

All bids submitted or delivered will be time and date stamped. The time and date stamped on each bid must indicate that it was received no later than 5:00 PM, April 20, 2009.

All timely bids will be opened and read aloud at 9:30 AM, April 21, 2009 in the Commissioners' Boardroom, Room 403A of the County Courthouse. All bids submitted or delivered time and date stamped later than 5:00 PM, April 20, 2009 will not be opened.

All bids must include a bid bond made in favor of Yellowstone County in an amount equal to 10% of the total cost of the bid. The security may consist of cash, a cashier's check, a certified check, a bank money order, a certificate of deposit, a money market certificate, or a bank draft. The security must be: a) Drawn and issued by a federally chartered or state chartered bank or saving and loan association that is insured by or for which insurance is administered by the Federal Deposit Insurance corporation; b) Drawn and issued by a credit union insured by the National Credit Union Shared Insurance Fund; c) a Bid bond or bonds (original only, no photo copies) executed by a surety company authorized to do business in the State of Montana. Facsimiles, personal and/or business checks are not an acceptable form of bid security. The successful bidder will be required to provide the County with a Performance bond and Labor and Materials Payment bond, each in the amount of 100% of the contract amount, within ten days of the execution of the contract and prior to starting any work on the project.

All bidders are required to possess a Montana Public Contractors Registration number at the time of the bid. This number must be noted on the bid. All subcontractors must obtain a registration number prior to beginning any work on the project. The successful bidder will be required to pay the State of Montana a sum equal to 1% of the gross receipts from the public contract during the income year for which the Contractor's registration number is issued. The County will withhold this money and forward it to the State.

All contractor and subcontractors performing work pertaining to the construction, reconstruction, or improvement of any public road and their appurtenances awarded by a public agency, including federal, state, county, municipal or other political subdivision, must obtain a Special Fuel Users permit from the Montana Department of Transportation and maintain a \$5,000.00 bond. **Proof of a current Special Users Fuel Permit must be included with your bid.**

No bidder may withdrawal their bid for at least 60 days after the scheduled time for receipt of bids except as noted in the Instruction to Bidders.

All personnel employed by the contractor or subcontractor in performance of the project must be paid wages at the rates listed in the current State of Montana Prevailing Wage Rate Schedules. The current schedules are available at the State of Montana web-site <http://mt.gov>; they are also included with this bid package. It is the responsibility of the contractors to obtain and use the applicable Wage Rate Schedule.

Yellowstone County does not discriminate on the basis of race, creed, color, religion, sex, national origin, disability, age, political belief or marital status. Entities contracting with Yellowstone County to deliver goods or services must ensure that their agents, employees and sub-contractors do not discriminate or cause for such discrimination as enumerated above, among their employees or the recipients of the goods and/or services to be offered. Moreover, the Contractor shall comply with all fair labor practices and must meet the requirements of all state statutes relative to Contractors Independent Contractor status, described herein.

The selected contractor will be required to provide a copy of their workers compensation coverage and general liability insurance to the County prior to beginning any work on the project. The amounts of coverage must be, at a minimum, those listed in the attached information.

All state laws pertaining to Resident Bidders, both State and County, and Montana Residents must be adhered to if applicable.

The Board of County Commissioners will award the contract resulting from this Invitation for Bid to the lowest and best responsible Bidder. The Board reserves the right to reject any or all bids received, to waive informalities to evaluate the Bids submitted, and to accept the bid which best serves the interests of Yellowstone County.

Done by order of the Board of County Commissioners of Yellowstone County, Billings, MT this 7th day of April 2009.

Board of County Commissioners  
Yellowstone County, Montana

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Bill Kennedy  
Chairman

(Seal)  
Attest:

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Tony Nave  
Clerk and Recorder